

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF ILLINOIS - EASTERN DIVISION

**FILED**  
5-9-08  
MAY X 9 2008

**AFFIDAVIT OF COMPLAINT IN REMOVAL PROCEEDING** MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

UNITED STATES OF AMERICA )

v. )

KIMBERLY F. COX )

Hon. Nan R. Nolan

No.

**MAGISTRATE JUDGE NOLAN**

**08CR**

**376**

The undersigned Affiant personally appeared before NAN R. NOLAN, a United States Magistrate Judge, and being duly sworn on oath, states: That at the WESTERN DISTRICT OF KENTUCKY one KIMBERLY F. COX was charged in an indictment with conspiracy to knowingly and with intent to defraud uses one or more counterfeit access devices, in violation of Title 18, United States Code, Sections 1029(a)(1) and 1029(c)(1)(A)(I) and to knowingly and with intent to defraud possesses, fifteen or more devices, which are counterfeit or unauthorized access devices, in violation of Title 18, United States Code, Sections 1029(a)(3) and 1029(c)(1)(A)(I); and to knowingly transport, receive, possess, sell, distribute or purchase contraband cigarettes, in violation of Title 18, United States Code, Sections 2342 and 2341, all in violation of Title 18, United States Code, Section 371 (Count 1); knowingly and with intent to defraud, used one or more counterfeit access devices in and affecting interstate commerce, in violation of Title 18, United States Code, Sections 1029(a)(1) and 1029(c)(1)(A)(I) (Count 2); and knowingly possess, receive and transport contraband cigarettes for the purpose of resale in Illinois, which bore the evidence of the payment of applicable state taxes in the state of Illinois, in violation of Title 18, United States Code, Section 2342(a) and 3237(a) (Count 3), and that on the basis of Affiant's investigation and information received concerning the case through official channels, does hereby certify that a Warrant for Arrest is outstanding for the arrest of said defendant.

Wherefore, Affiant prays that the defendant be dealt with according to law.

X Sara A. Coughlin

Sara Coughlin  
Special Agent  
Bureau of Alcohol, Tobacco and Firearms

Subscribed and Sworn to before me this  
9th day of May, 2008.

Nan R. Nolan

NAN R. NOLAN  
United States Magistrate Judge

ANTHONY P. GARCIA  
Assistant U.S. Attorney  
312-469-6151

AO 442 (Rev. 08/07) Warrant for Arrest

CERTIFIED

U. S. DISTRICT COURT

LOUISVILLE, KY

## UNITED STATES DISTRICT COURT

Western

District of

DATE: 5-6-08

BY: J. Burch  
Deputy Clerk

UNITED STATES OF AMERICA

## WARRANT FOR ARREST

V.

KIMBERLY F. COX

Case Number: 3:08CR-46-S

To: The United States Marshal  
and any Authorized United States OfficerYOU ARE HEREBY COMMANDED to arrest Kimberly F. Cox, 905 E. 76th Street, Chicago, IL  
Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

- ☒ Indictment      ☐ Information      ☐ Complaint      ☐ Order of court  
☐ Pretrial Release      ☐ Probation      ☐ Supervised Release      ☐ Violation Notice  
     Violation Petition      Violation Petition      Violation

charging him or her with (brief description of offense)

conspiracy to defraud the United States; fraud in connection with access devices, possession, receipt and transportation of contraband cigarettes.

☒ in violation of Title 18 United States Code, Section(s) 371, 1029(a)(1); 1029(c)(1)(A), 2342(a), 3237(a)☐ in violation of the conditions of his or her pretrial release imposed by the court.☐ in violation of the conditions of his or her supervision imposed by the court.

Dave Whalin

Name of Issuing Officer

(EBOC)

Signature of Issuing Officer

U.S. Magistrate Judge

05/06/2008

Louisville, Kentucky

Title of Issuing Officer

Date and Location

## RETURN

This warrant was received and executed with the arrest of the above-named individual at

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST